

Exhibit 8

2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 06 Civ. 0589 (CGE)

6 ANUCHA BROWNE-SANDERS,

Plaintiff,

-against-

9 MADISON SQUARE GARDEN, L.P., ISIAH
LORD THOMAS, III and JAMES DOLAN,

Defendants.

1501 Broadway
New York, New York
January 29, 2007
10:12 a.m.

16 DEPOSITION of MADISON SQUARE
17 GARDEN by ROCHELLE NOEL, one of the
18 Defendants in the above-entitled
19 action, held at the above time and
20 place, taken before Barbara P.
21 Goldsmith, a Shorthand Reporter and
22 Notary Public of the State of New York,
23 pursuant to the Federal Rules of Civil
24 Procedure, and stipulations between
25 Counsel.

<p>1 R. NOEL 2 about? 3 A. Mr. Thomas was talking about 4 Mr. Murphy and his interactions with 5 others. He described him as being 6 "very set in his ways, very opinionated 7 and loud. Most around here found a way 8 to forgive him and overlook. Got to a 9 point where couldn't keep doing that. 10 He said he never saw Frank as a 11 liability. Loved him. It hurt him 12 when he had to go." 13 Q. Did he say -- was Mr. Murphy 14 fired at sometime after 15 Ms. Browne-Sanders was fired? 16 MR. GREEN: Objection to 17 form, but you may answer. 18 A. I know that Mr. Murphy is no 19 longer with the Garden. I don't know 20 when he left and I don't know what the 21 circumstances are of his leaving. 22 Q. Did Mr. Thomas tell you who 23 was involved in the decision that 24 Mr. Murphy would no longer be with the 25 Garden?</p>	<p>238 1 R. NOEL 2 Q. The next paragraph says, 3 "Spoke to Ernie Grunfeld." 4 A. Yes. 5 Q. Who is that? 6 A. I don't recall as I sit here. 7 Q. It says, "ask re Frank and 8 Kathleen." 9 A. Uh-huh. 10 Q. Do you know what that's 11 about? 12 A. I'm not sure who Ernie 13 Grunfeld is, but I think that 14 Mr. Thomas was saying that when he came 15 in he was asking about Mr. Murphy and 16 Kathleen, and I don't know Kathleen's 17 last name, for them to -- as to whether 18 or not they should fill positions. 19 Q. Was Kathleen someone that was 20 already employed at the Garden? 21 A. I don't know. I don't recall 22 the specifics. 23 (Memo dated 1/13/06 was 24 hereby marked as Noel Exhibit 14 25 for identification, as of this</p>
<p>239 1 R. NOEL 2 MR. GREEN: Objection to 3 form, but you may answer. 4 A. I don't recall. 5 Q. Did Mr. Thomas tell you that 6 it was his decision? 7 MR. GREEN: Same objection as 8 to form, but you may answer. 9 A. I don't recall. 10 Q. Did Mr. Thomas suggest that 11 it was related to anything 12 Ms. Browne-Sanders had complained 13 about? 14 MR. GREEN: Objection to the 15 form. Asked and answered. You may 16 answer again. 17 A. He was talking about all of 18 the things that I had said before about 19 how Mr. Murphy interacted with people 20 and he described the way that 21 Mr. Murphy carried himself and I 22 believe he was saying that that was the 23 reason, I mean, I believe that was the 24 reason for him not being there. I 25 think that's what he said.</p>	<p>239 1 R. NOEL 2 date.) 3 MS. CACACE: What has been 4 marked as Noel 14 is a memo to 5 Rusty McCormack from Rochelle Noel 6 and John Moran, Bates stamped MSG 7 3918 through 3929. 8 THE VIDEOGRAPHER: We're now 9 going off the record approximately 10 4:48 p.m. End of tape number four. 11 (A recess was taken from 4:48 12 p.m. and the Deposition continued 13 at 5:04 p.m.) 14 THE VIDEOGRAPHER: We're back 15 on the record approximately 5:04 16 p.m. This is videotape five. 17 Q. Before we get to the document 18 that's been marked N 14, the one that's 19 marked N 13, your second interview with 20 Mr. Thomas, did you recently find these 21 notes? 22 A. Yes. 23 Q. And were they -- how is it 24 that you only recently found them? 25 A. I didn't even realize that I</p>

61 (Pages 238 to 241)

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<p>1 R. NOEL 2 didn't have them until I began to 3 prepare for my deposition and was 4 looking at the report and saw that 5 there were two days of deposition and 6 noticed I only had one day of interview 7 notes for Mr. Thomas. I searched my 8 office and was not able to find them 9 there. I subsequently found them at 10 home together in a pad with notes from 11 a mediation that I attended the 12 previous day. 13 Q. And when did you find them? 14 A. I think my first day of 15 preparation for deposition was 16 Wednesday last week. So I think I 17 found them Tuesday night. 18 Q. Turning now to what's been 19 marked as Noel 14, this document says 20 that it's from you and Mr. Moran. Did 21 you have a part in drafting -- take 22 part in drafting this document? 23 A. I did. 24 Q. Did you write the whole thing 25 or something else?</p>	<p>242 1 R. NOEL 2 Mr. Schoenfeld reviewed it. 3 Q. Did they give you written 4 comments? 5 A. No. 6 Q. Did they give you oral 7 comments? 8 A. I believe so. 9 Q. And then you made the changes 10 after conversations with them? 11 A. Yes, I made changes to 12 wording. I made no substantive 13 changes. 14 Q. And did you make changes 15 after you received comments from 16 Mr. Moran? 17 A. I believe so, yes. 18 Q. Were Mr. Moran's comments in 19 writing or given to you orally? 20 A. I believe Mr. Moran had given 21 me comments in writing, not on the 22 document in a separate writing. 23 Q. Did you turn those comments 24 from Mr. Moran in writing over to your 25 counsel?</p>
<p>1 R. NOEL 2 A. I did. 3 Q. Were there any drafts of the 4 document? 5 A. I believe that I made changes 6 along the way, yes. 7 Q. Did you save any of the 8 earlier drafts? 9 A. I believe so, yes. 10 Q. And did you turn those drafts 11 over to your counsel? 12 A. I believe so. 13 Q. Did anyone edit any of the 14 earlier drafts? 15 A. I did, after receiving 16 comments from Mr. Moran, who also 17 reviewed the document. 18 Q. And did anyone else review 19 the document before it was finalized? 20 A. It was reviewed by outside 21 counsel. 22 Q. And who was the outside 23 counsel? 24 A. Christopher Reynolds reviewed 25 it, Morgan Lewis, and I believe</p>	<p>243 1 R. NOEL 2 A. I did. 3 MS. CACACE: I don't think 4 that we received any drafts of 5 anything. 6 MS. HOLLAND: I haven't seen 7 them either. 8 MS. CACACE: You will check 9 on this? 10 MS. HOLLAND: Yes. 11 MS. CACACE: Thank you. 12 Q. The first paragraph under 13 introduction says -- the second, well, 14 the first sentence says, "On or about 15 December 21, 2005, Anucha 16 Browne-Sanders raised issues concerning 17 violations of the company's harassment 18 prevention policy." And then the 19 second sentence says, "Specifically 20 Browne-Sanders alleged that she had 21 been harassed by various Garden 22 employees and that, as a result of the 23 harassment, she has become unable to 24 perform her job functions." 25 Do you see that?</p>

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516-608-2400

REDACTED

TO: RUSTY McCORMACK
 FROM: ROCHELLE NOEL *fnp*
 JOHN MORAN *JOM*
 DATE: JANUARY 13, 2006
 RE: SUMMARY OF HARASSMENT INVESTIGATION



I. Introduction

On or about December 21, 2005, Anucha Browne Sanders ("Browne Sanders") raised issues concerning violations of the Company's Harassment Prevention Policy. Specifically Browne Sanders alleged that she had been harassed by various Garden employees and that, as a result of the harassment, she has become unable to perform her job functions. These concerns were raised through Browne Sanders' counsel (Kevin Mintzer and Judith Vladeck of Vladeck, Waldman, Elias & Engellhard) to counsel for the Company.

II. Witnesses/Documents

Consistent with Company policy and with the law the Company, by John Moran, VP Employee Relations and Rochelle Noel, Senior Counsel Employment Law (Cablevision) undertook an investigation. In investigating the allegations raised the investigators spoke to a number of individuals, including some individuals identified by Browne Sanders. The following individuals were spoken to:

- a. Gary Winkler - 12/23
- b. Pete Olsen - 12/23, 1/9
- c. Steve Mills - 12/23, 1/9
- d. Isiah Thomas - 12/23, 1/11
- e. Dan Gladstone - 12/31, 1/9
- f. Faye Brown - 1/3
- g. Lynn Carfora - 1/3
- h. Karin Buchholz - 1/5
- i. Frank Murphy - 1/5
- j. Anucha Browne Sanders - 1/7
- k. Dr. Lisa Callahan - 1/9

Although the investigation commenced on December 23, 2005, due to Browne Sanders' initial unwillingness to make herself available to be interviewed, it was necessary to speak to some witnesses a second time after Browne Sanders eventually made herself available.

Additionally, the following documents were reviewed in connection with the investigation:

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- a. Browne Sanders' electronic mail sent or received via the Company's computer server. Recovered messages received cover a span of dates from October 2004 through the present and messages sent range from July 2004 through present.
- b. Frank Murphy's electronic mail sent or received via the Company's computer server. Recovered messages received and sent cover dates from September 2005 through October 2005.
- c. Steve Mill's electronic mail sent or received via the Company's computer server. Recovered messages include archived sent and received messages from November 2001 through August 2004. For the period September 2004 through November 2004, only sent messages were recovered and reviewed. Current sent and received messages were recovered and reviewed in the investigation from April 2005 to present.
- d. Isiah Thomas's electronic mail sent or received via the Company's computer server. Recovered messages reviewed include received messages for the current month and sent messages for the period June 2004 through present.
- e. An e-mail chain including an e-mail dated November 28, 2005 from Dan Gladstone to Browne Sanders with the subject "Staffing Issues - Marbury"
- f. Typed notes prepared by Pete Olsen of a conversation held with Browne Sanders on May 11, 2005.

It is not possible to state that all e-mails sent and received during the dates specified were capable of recovery.

III. Allegations

A summary of the allegations raised by Browne Sanders are set forth below¹. A more fulsome investigation was prohibited by Browne Sanders' counsel's insistence that the investigation be concluded quickly.

a. Inappropriate Language or Conduct

DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
Jan. 2004	<ul style="list-style-type: none"> • Browne Sanders alleges she refused to credential Stephon Marbury's ("Marbury") cousins in reliance upon direction by Isiah Thomas' ("Thomas") that only immediate family be credentialed. • Alleges Marbury says, "fuck this." • Cousins eventually get credential at a later date. 	Thomas agrees there were limitations on credentialing and that exception was made in light of Marbury's circumstances.
7/2004	<p>Browne Sanders alleges she was told by Dan Gladstone that he'd heard from Team Ops staff that Thomas told Team Ops staff "we don't need to take direction from that bitch."</p>	Thomas denies. Gladstone states Jamie Matthews and Chris Bernard heard non-specific rumors from Team Ops staff.

¹ Browne Sanders also recounted allegations of conduct involving other employees that the Company previously investigated and resolved.

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DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
		Gladstone does not confirm use of profanity.
Mar. 10, 2004	Browne Sanders alleges Thomas pulled her by the arm into a room by the player's locker room and told her: <ul style="list-style-type: none"> - "We are not doing any more of your fucking events." - "You fucking bitch, we are doing no more events." - "You won't mess up what I am trying to do here." 	Thomas denies. No other witnesses were identified.
Mar. 22, 2004	Browne Sanders alleges she was discussing some of her duties with Thomas and that he said, "If you do these things, what the fuck am I supposed to do?"	Thomas acknowledges making the statement but denies use of profanity.
Mar. 23, 2004	Browne Sanders alleges Frank Murphy enters her office and calls her a fucking bitch and tells her that she would have to go through him to get to Isiah.	Frank Murphy acknowledges that he raised his voice, but says he did not curse. Faye Browne says she heard Murphy use the word, "bitch."
Mar. 23, 2004	Browne Sanders alleges that she calls Thomas to tell him of Murphy's conduct and Thomas started yelling at her, "I don't know what the fuck you do"; "who the fuck are you"; "what the fuck am I here for"; "bitch"; "whore."	Thomas states he received a complaint re Murphy but denies he used profanity or raised his voice and denies complaint that Murphy used profanity.
Mar. 24, 2004	Browne Sanders states that a meeting was held in Steve Mills' office to clarify job responsibilities. She alleges that during a break in the meeting when Mills was absent Thomas immediately began to curse at her saying "Just remember I am the fucking President."	Thomas denies the statement and denies using profanity at any time during the meeting or break. No other witnesses identified.
Oct. 14, 2004	Browne Sanders alleges Thomas told Petra Pope to go into referee's locker room and make sure they are happy, that Pope interpreted this to mean "go in and flirt with them," and that Pope told her this type of request had happened before and that she didn't want to do it anymore.	Thomas denies, however Mills states that he received the complaint from Browne Sanders and told Thomas it was not a good idea. Winkler states that Pope also complained to him. No further complaint from

REDACTED

DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
Dec. 30, 2004	<ul style="list-style-type: none"> Browne Sanders alleges that Thomas stopped her at Gate 1, hugged her tightly, and said, "I figured out why we have tension - I'm in love with you." Browne Sanders alleges that on "every" occasion on which she and Thomas interacted thereafter he told her he loved her. 	Pope. Thomas denies the specific incident and denies having ever told Browne Sanders that he loves her. No other witnesses identified.
? 2005	<ul style="list-style-type: none"> Browne Sanders alleges that on another occasion in his office, Thomas told her she was beautiful and asked her for an offsite meeting. Browne Sanders alleges at another time, Thomas hugged her for a protracted time and told her how in love he was with her. 	Thomas denies. No other witnesses identified.
Mar. 14, 2005	Browne Sanders alleges Thomas commented on her scar and said he also had one from a fight. He allegedly said he notices everything about her and told her she was beautiful.	Thomas denies. No other witnesses identified.
Oct. 30, 2005	Browne Sanders alleges Thomas told her at an open practice, "You stay close to me and you will make a lot of money."	Thomas denies. No other witnesses identified.
Nov. 28, 2005	Browne Sanders alleges she becomes aware for the first time of comments allegedly made by Marbury about her to Dan Gladstone on June 16, 2005. Marbury is alleged to have said "Fuck that bitch"; "I ain't doing shit for that bitch"; "We'll see what happens to her this year."	Gladstone states that this is so and his e-mail also bears this out.
Dec. 15, 2005	Browne Sanders alleges Thomas came up from behind her and hugged her from behind, leaned over to kiss her and said, "What, I can't get any love?"	Thomas acknowledges the hug and attempt to kiss but denies the comment. Mills states that he told Thomas not to do it again.

b. Complaints

DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
Mar. 11, 2004	Browne Sanders alleges that she told Mills in their semi-weekly meeting about Thomas pulling her into a room and cursing at her.	Mills denies having been told this.
Mar. 23, 2004	Browne Sanders alleges that she called Thomas to complain of Murphy's allegedly referring to her as a bitch.	Thomas states that he received a complaint about Murphy but denies that he was told that

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DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
Mar. 23, 2004	<ul style="list-style-type: none"> Browne Sanders alleges she called Mills and told him what Thomas said and asked Mills to hold a meeting with her and Thomas, in part, to discuss and clarify job duties. Browne Sanders also alleges she sent an email to Thomas, Murphy and Mills stating that Murphy should not curse at or threaten her and that Mills told her not to send such e-mails, which she interpreted as a direction not to put her allegations in writing. 	Murphy called Browne Sanders a bitch. Mills acknowledges receiving a request for a meeting but denies he was informed of Thomas' use of inappropriate language and denies directing Browne Sanders not to send e-mails. E-mail records show Browne Sanders' e-mail to Murphy did not reference Murphy's use of profanity, but referred to an "unprofessional outburst" and that Murphy, rather than Browne Sanders forwarded the e-mail to Mills and Thomas.
Mar. 24, 2004	<ul style="list-style-type: none"> Browne Sanders alleges she told Mills and Thomas that in 17 years of employment, she had never been spoken to like Murphy and Thomas spoke to her and that she would not tolerate it now. "You can't call me a bitch or whore." Browne Sanders alleges that immediately after the meeting with Mills and Thomas she told Mills that Thomas had cursed at her during the break in the meeting when Mills was absent. She alleges Mills didn't say anything - "he just took it in." 	Mills and Thomas deny Browne Sanders complained of Murphy's or Thomas' use of profanity. Mills, Thomas, and Browne Sanders state meeting occurred and roles were discussed. Mills states he believes both understood their roles. Mills states he concurred with Browne Sanders' description of her duties and states he told her she was too aggressive towards Thomas in the meeting. Mills denies that Browne Sanders told him Thomas cursed at her during his absence from the meeting.
Oct. 18, 2004	Browne Sanders alleges that she told Mills that she'd	Mills acknowledges that

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DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
	received a complaint from Petra Pope that Thomas asked Pope to go into the referee's locker room and make sure they are happy.	Browne Sanders informed him of this and that he spoke with Thomas about it and directed him not to do it again. Thomas states that he did not ask Pope to go into the referee's locker room.
Fall 2004	Browne Sanders alleges Mills told her, "Your relationship with Stephon is bad because of Isiah" and that Thomas wanted her fired.	Mills states that Browne Sanders made these comments to him and that he told her he disagreed and that she works for him and not Thomas.
2004	<ul style="list-style-type: none"> • Browne Sanders alleges she is told by [REDACTED] that Thomas "spewed curses" at her for failing to inform him of a player injury. • She also alleges [REDACTED] told her that in response to the comment "You look really nice in that suit" [REDACTED] told Thomas they're both married and should keep it just business. • She also alleges that she told Callahan almost all of her allegations. 	[REDACTED] states that Thomas was upset over a miscommunication regarding a player injury but that she was not offended by the conversation and that, while Thomas used profanity, she did not feel she was being cursed at during the conversation. She denies the second alleged exchange between herself and Thomas and thus does not recall having told Browne Sanders of it. [REDACTED] states she doesn't recall Browne Sanders complaining regarding Thomas but does recall complaints about Murphy.
Dec. 10, 2003	<ul style="list-style-type: none"> • Browne Sanders alleges that she told Mills that Thomas made sexually inappropriate comments to her and that Mills should get Thomas into sexual harassment training. • She alleges she told Mills on more than one occasion that Thomas needed sexual harassment 	Mills denies having ever been told by Browne Sanders that Thomas needed sexual harassment training. Olsen also denies hearing

REDACTED

DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS of this specific incident.
	<ul style="list-style-type: none"> training. Browne Sanders also alleges that she told Pete Olsen of the December 30, 2004 incident. 	
May 11, 2005	<ul style="list-style-type: none"> Browne Sanders alleges she had lunch with Olsen and told him "almost" everything and that Olsen told her he was not surprised and that there had been other complaints about Thomas. She alleges she was told by Olsen that Mills asked him to come up with a program for Thomas because he was hostile to women and because of how he treated them. 	Olsen admits the two had lunch and that Browne Sanders spoke generally to him about difficulties with Thomas, that he would tell her he loved her and that he wanted to go to off site meetings, but denies statement he is alleged to have made.
May 2005	Browne Sanders alleges that during an ad sales meeting Thomas said "Don't waste my fucking time."	Thomas denies the use of profanity. Buchholz states Thomas told the ad sales group "I'll help you present, but don't fucking waste my time for bullshit."
Sep. 21-22, 2005	Browne Sanders alleges she complained to Mills regarding an off site meeting with her department and Team Ops where she believed she'd been undermined by Team Ops and that their undermining was preventing her from doing her job.	Mills acknowledges Browne Sanders complained re: lack of participation by Team Ops. Mills and Murphy state that although Thomas was unable to attend the offsite because of an Office of Chairman meeting and 2 publicity interviews, Murphy and Brendan Suhr from Teams Ops participated by attending and giving a presentation and Debbie Sturino attended dinner. Mills states Thomas said Team Ops would participate more the following year.
Nov. 19, 2005	Browne Sanders alleges that after she became aware of specific comments allegedly made by Marbury she went to see Mills and told him, "I can't do this anymore. Steve you know what's going on."	Mills states that there were 2 conversations. In the first, Browne Sanders complaining re: Vernon.

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DATE	BROWNE SANDERS ALLEGATION	WITNESS STATEMENTS
	<ul style="list-style-type: none"> • Mills' response was allegedly, "What do you want me to do about this? Isiah is going to say you are having an affair with Jeff Nix." • Browne Sanders alleges she asked, "Do I need to get an attorney?" and that Mills said, "No, no." • Browne Sanders stated that she interpreted Mills' comment as a threat. 	Manuel and Hassan Gonsalves said "I can't take it anymore" and "All I want is for you to help me find another job while I'm here." In the second meeting, Browne Sanders asked Mills what were next steps. Mills said HR would investigate. Browne Sanders asked if she needed a lawyer and Mills said no. Mills denies comment re: Jeff Nix.
Dec. 15, 2005	Browne Sanders sends an e-mail to Mills in which she complains of hug and an attempted kiss by Thomas and alleges he made the comment "I can't get any love."	A copy of the e-mail has been recovered.

c. Miscellaneous – “Threats” and “Undermining”

Browne Sanders' remaining allegations can be divided into (1) complaints that she was made to feel threatened, either physically or otherwise, by conduct of Thomas and others; and (2) that through the aforementioned conduct she was “undermined,” which affects her ability to perform her job.

As to the former, Browne Sanders alleges that she felt threatened by Thomas on March 10, 2004 when she alleges he pulled her by her arm into a room near the locker rooms and cursed at her. She alleges she felt threatened by Marbury when she learned on November 28, 2005 of the specific comments he allegedly made to Dan Gladstone concerning her on June 16, 2005. She also alleges that she felt that she was being threatened by Mills on November 29, 2005 when she alleges she complained to Mills and was told by him in response that Thomas would say she was having an affair with Jeff Nix. She further alleges that she fears for her safety and that of her family because of Thomas and Marbury. In her interview Browne Sanders stated that her fear and concerns for her safety and that of her family arise from:

- Thomas allegedly pulling her arm and cursing at her in March 2004
- Marbury's comments regarding her in June 2005
- Thomas and Marbury have a lot of money.
- Marbury's cousin was killed in an alley.

As to the complaint that she felt she was undermined, which affected her ability to perform her job, Browne Sanders alleges that Thomas (sometimes directly and sometimes

~~REDACTED~~

through Murphy) regularly impeded her ability to get access to the players and regularly prohibited them from making themselves available for community relations events. She alleges that Thomas and Murphy communicated to the Team Ops staff, as well as the players, that the sole focus for the team should be basketball and that community relations and, therefore Browne Sanders, were unimportant and could be ignored. She also attributes what she calls a bad relationship with Marbury to Thomas because, in January 2004, she says she denied Marbury credentials on the strength of a direction by Thomas to limit the distribution of credentials to the team's family members. She alleges that Marbury's attitude towards her changed after that incident and that his attitude was worsened by Thomas' treatment of her (she alleges he regularly either cursed at her or ignored her) and continued refusal to make the players and himself available to her and her department. Browne Sanders alleges that she understood that the poor attitude towards her and community relations spread to Team Ops and that she became aware of it, in part, when Gladstone told her of rumors overheard at the practice facility that Thomas gave direction to Team Ops to ignore her. She also alleges that her own direct reports began to circumvent her and go directly to Murphy and Thomas to get things done. She further states that it was necessary for the ad agency responsible for team advertising to come up with an ad campaign in which cut-outs of the players were used because of Thomas' refusal to make the players available.

IV. Findings

Although several witnesses state that Browne Sanders told them of many of her allegations over time, few of the incidents were actually personally witnessed by those interviewed.

a. Inappropriate Language or Conduct

Although several witnesses, (Karen Buchholz, Faye Browne, Dan Gladstone, Gary Winkler and Pete Olsen) state that Browne Sanders told them some of the allegations later conveyed by her and her counsel, very few were actually witnessed by the witnesses.

- Faye Brown confirms Murphy's use of the word bitch on or about March 23, 2004, but acknowledges that she didn't hear the entire conversation or the context in which the word was used.
- Gladstone acknowledges hearing non-specific rumors of tension between Browne Sanders and Thomas from Jamie Matthews and Chris Bernard and witnessing Thomas walking away from Browne Sanders in a way Gladstone thought was disrespectful, but denies hearing Thomas speak to her in an inappropriate manner.
- Olsen states that Browne Sanders told him that Thomas said he loved her and asked her to off site meetings but never personally witnessed either.

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- With respect to the allegation concerning Petra Pope, however, Winkler states that Pope made the same complaint directly to him but never identified Thomas as the one who made the request. Also, Mills admits that Browne Sanders brought it to his attention and that he spoke to Thomas about it though Thomas denies it.
- Buchholz states Thomas told the ad sales group "I'll help you present, but don't fucking waste my time for bullshit."
- Thomas acknowledges that he hugged and attempted to kiss Browne Sanders on December 14, 2005.

The remainder of these allegations are not supported except to the extent that Buchholz, Faye Brown, Gladstone, Winkler and Olsen state that Browne Sanders did complain to them of many of these allegations over time.

b. Complaints

Browne Sanders' allegations that she complained at various points to Thomas and, frequently, to Mills, about the use of profanity towards her and later about inappropriate comments of a sexual nature and inappropriate touching are also largely unsupported. Again, although the witnesses identified in the previous paragraph state that Browne Sanders told them she had complained, there are few occasions on which any of them or anyone else personally witnessed the complaint.

- Buchholz states she saw Browne Sanders' email to Murphy.
- Faye Brown states that on 2 occasions she personally saw e-mails tending to corroborate Browne Sanders' allegations. The first she recalls being sent by Browne Sanders to Mills in the beginning of 2005 telling Mills that she wanted Thomas to stop hugging her and touching her. The second, she states, was in December of 2005 also concerning an unwelcome hug by Thomas. Mills only admits having received the later e-mail and states that he addressed the issue with Thomas shortly thereafter. The earlier e-mail was not recovered.
- Additionally, as stated above, Mills acknowledges having received the complaint regarding Petra Pope. He also states that as soon as he received the complaint he acted on it by speaking to Thomas.

Again, except to the extent that Buchholz, Browne, Gladstone and Olsen state that Browne Sanders told them of same over time, the remainder of the allegations are not confirmed. Further, [REDACTED] denies that Browne Sanders told her of her alleged problems with Thomas.

Browne Sanders complained at various points in her interview that "this is intolerable," "I can't put up with it anymore," "this is not an environment to make me successful," and that she felt she was "being tortured." Mills stated that Browne Sanders

REDACTED

told him "I can't do this anymore," "I can't work here anymore," and "just find me a job while I'm here." He also stated that she was in tears at the time she made these statements to him.

c. Miscellaneous

The allegations that Browne Sanders felt threatened by certain incidents is not capable of confirmation. However, Gladstone does state that Marbury's comments were made directly to him. The remainder of these allegations are unsupported. Other than as set forth above, we were not made aware of any direct or specific threats. However, to address safety concerns the Company has provided security at games to walk Browne Sanders to her car. Additionally, the Company has offered to provide security services at no cost, to Browne Sanders and her family. We understand that Browne Sanders has rejected the offer of Kroll's services as of the date of this report. She has also stated that she does not trust the Company's internal security.

As to the allegations concerning the fact that she was undermined and is unable to perform her job duties:

- Mills acknowledges that he became aware that Thomas told the players that they had to focus on basketball and that they could not participate in community relations. He states that he spoke with Thomas shortly thereafter and told Thomas that he would have to communicate to the team that they needed to participate.
- Gladstone states that he did hear rumors from people at the practice facility that it was okay to ignore Browne Sanders' directions.
- Thomas acknowledges giving the direction to limit the distribution of credentials to team family members and admits that Browne Sanders made him aware of her denial of credentials to Marbury's cousins.

The remainder of the allegations are unsupported. Further Buchholz states that the cut-out campaign ad was not necessitated by the unavailability of the players; players were available and she was able to perform her job; and players this season are each making 12 appearances.

V. Violations of Company Policy

As alleged, a number of Browne Sanders' allegations could clearly constitute a violation of the Company Harassment Prevention Policy as well as the Company's Values. As set forth above, however, Browne Sanders' allegations are largely unsupported by witnesses. Of the allegations that have been supported by witnesses or otherwise admitted, it would appear that Mills took appropriate action with respect to the complaint concerning Petra Pope in addressing the concern with Thomas. It also appears that there were no further complaints of this nature.

REDACTED

With respect to the complaints of unwelcome hugs, Mills took appropriate action by addressing the concern he received in December 2003 with Thomas. Brownie Sanders does not allege that there was any inappropriate conduct by Thomas subsequent to that date.

Exhibit 9

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 06 Civ. 0589 (CGE)

5 -----x
6 ANUCHA BROWNE-SANDERS,

7 Plaintiff,
8
9
10 - against -
11
12 MADISON SQUARE GARDEN, L.P., ISIAH LORD
13 THOMAS, III, and JAMES DOLAN,
14 Defendants.
15 -----x
16 January 19, 2007
17 10:01 a.m.
18
19 Videotaped Deposition of KARIN
20 BUCHHOLZ, taken by Plaintiff, pursuant to
21 Notice, held at the offices of Vladick
22 Waldman Elias & Engelhard, P.C., 1501
23 Broadway, New York, New York, before Todd
24 DeSimone, a Registered Professional
25 Reporter and Notary Public of the State of
New York.

<p>1 BUCHHOLZ 2 supervisor. So no one oversaw all of the 3 [REDACTED] really. 4 Q. Now, did there come a time when 5 you had a discussion with [REDACTED] 6 about an incident that occurred with her 7 with Stephon Marbury? 8 A. Say that again. 9 MS. VLADECK: Could you read 10 that back. 11 (The record was read.) 12 MR. GREEN: Objection to form. 13 But you may answer. 14 A. Yes. 15 Q. When was that? 16 A. The time, the date, that was I 17 believe November '05. 18 Q. And to the best of your 19 recollection what did she say to you and 20 what did you say to her? 21 A. I asked her if Hassan Gonsalves 22 was inappropriate with her. She told me 23 that the only incident that happened with 24 them was in the copy room in the back near 25 the [REDACTED]</p>	<p>54</p> <p>1 BUCHHOLZ 2 executives had issues with Hassan. 3 Q. Did Ms. Browne-Sanders tell you 4 what comments Hassan had made to [REDACTED] 5 [REDACTED]? 6 A. She did. 7 Q. And what were those comments? 8 A. That he had texted her a 9 message that said "I want to stick it in 10 you." I think another comment, but I 11 don't remember what it was. 12 Q. Prior to Ms. Browne-Sanders 13 telling you what [REDACTED] had told 14 her about Hassan Gonsalves' inappropriate 15 comments, had you heard them from any 16 other source? 17 A. No. 18 Q. Was it your understanding that 19 [REDACTED] and [REDACTED] were 20 friends? 21 A. Yes. 22 Q. Was it your understanding that 23 they socialized outside of the office? 24 A. Yes. 25 Q. After Ms. [REDACTED] told you that</p>
<p>1 BUCHHOLZ 2 Q. And did she say what that 3 incident was? 4 A. Yes. She said that he said 5 "You look" -- something, I don't remember 6 verbatim, but something like "You look 7 good in those jeans. I wonder if your 8 pussy looks good," or something like that. 9 Q. Why did you ask her if Hassan 10 had ever been inappropriate with her? 11 A. Why did I ask her? 12 Q. Correct. 13 A. Because Anucha asked me to ask 14 her. 15 Q. Did Anucha tell you why she 16 wanted you to ask [REDACTED] if 17 Hassan had ever been inappropriate with 18 her? 19 A. She said -- Anucha said that 20 she had reason to believe that -- 21 actually, I take that back. She said that 22 she wanted me to talk to the women that 23 were on staff because Hassan had made 24 comments to [REDACTED] and she 25 wanted to know if any other female</p>	<p>55</p> <p>1 BUCHHOLZ 2 Hassan said in the copy room something 3 like "You look good in those jeans. I 4 wonder if your pussy looks good," was 5 there any further conversation with 6 Ms. [REDACTED] 7 A. Yes. 8 Q. What was the rest of the 9 conversation? 10 A. I asked her if that was it, if 11 that was all, and what happened after 12 that. 13 Q. And what did she say? 14 A. She said that that was it, 15 nothing else was -- he never did anything 16 else to her after that. And I asked her 17 if she was sure and she said yes. 18 Q. Was that the entire 19 conversation? 20 A. For that meeting that I had in 21 that time, yes. 22 Q. Was there a subsequent 23 conversation where Stephon Marbury's name 24 came up? 25 A. Yes.</p>

15 (Pages 54 to 57)

<p>1 BUCHHOLZ</p> <p>2 MR. GREEN: Objection to form.</p> <p>3 You can answer.</p> <p>4 Q. What was that conversation?</p> <p>5 A. She came back into my office</p> <p>6 and said that she didn't tell me</p> <p>7 everything and that she was having sexual</p> <p>8 relations with Hassan. And that there was</p> <p>9 a time where she had gone to a strip club</p> <p>10 in Yonkers with [REDACTED]</p> <p>11 [REDACTED] and Hassan and Stephon Marbury</p> <p>12 were there, and that she had been drinking</p> <p>13 and Hassan offered to give her a ride back</p> <p>14 to [REDACTED] and she accepted</p> <p>15 the offer, went back to [REDACTED]. And as</p> <p>16 she got out of the car, she noticed that</p> <p>17 Stephon Marbury's SUV was there and</p> <p>18 Stephon called her over to the SUV and</p> <p>19 asked her if she would go inside. She</p> <p>20 said she agreed and went inside and she</p> <p>21 said that they had sex.</p> <p>22 Q. Anything else?</p> <p>23 A. And she was sorry -- well, she</p> <p>24 was embarrassed, ashamed. I had asked her</p> <p>25 if he had forced her to do it and she said</p>	<p>58</p> <p>1 BUCHHOLZ</p> <p>2 someone interviewed her and she was very</p> <p>3 nervous about it getting out.</p> <p>4 Q. What do you mean, "we talked"</p> <p>5 when she was interviewed"?</p> <p>6 A. She asked me, you know, do you</p> <p>7 think -- she asked me about her job</p> <p>8 security, whether this is going to affect</p> <p>9 her, and that she was just concerned.</p> <p>10 Q. Did she tell you why she was</p> <p>11 asking about her job security?</p> <p>12 A. She wasn't sure if she -- I'm</p> <p>13 not exactly sure. She just was concerned</p> <p>14 that if people found out that she had</p> <p>15 slept with Stephon, that that was not a</p> <p>16 good thing.</p> <p>17 Q. What did you say to her when</p> <p>18 she asked about her job security?</p> <p>19 A. I told her as far as I was</p> <p>20 concerned I didn't care what happened when</p> <p>21 she left work and who she sleeps with is</p> <p>22 not my concern. But I didn't know, you</p> <p>23 know, if there were policies, and that I</p> <p>24 wouldn't be the one that was firing her</p> <p>25 because she slept with Stephon. And I</p>
<p>59</p> <p>1 BUCHHOLZ</p> <p>2 no. I asked her again, "Are you sure?"</p> <p>3 Did he force you to do it?" And she said</p> <p>4 no, but that she was ashamed. She</p> <p>5 regretted it. She is so sorry that she</p> <p>6 lied to me, that she just didn't know what</p> <p>7 to do. I think that was it.</p> <p>8 Q. Did she tell you whether or</p> <p>9 not -- strike that.</p> <p>10 Did she tell you whether after</p> <p>11 that incident Stephon Marbury had</p> <p>12 communicated with her?</p> <p>13 A. I think she said that he tried</p> <p>14 to text her, you know, "I want some more</p> <p>15 of that," but that she didn't respond to</p> <p>16 him.</p> <p>17 Q. Did you have any other</p> <p>18 conversations with [REDACTED]</p> <p>19 concerning either Stephon Marbury or</p> <p>20 Hassan Gonsalves?</p> <p>21 A. After Hassan was let go, I</p> <p>22 asked her how she was doing, if he has</p> <p>23 tried to communicate with her, and she</p> <p>24 said she was fine and no. We talked when</p> <p>25 she was interviewed by Human Resources or</p>	<p>61</p> <p>1 BUCHHOLZ</p> <p>2 didn't judge her for that, and that she</p> <p>3 was a great worker and as far as I'm</p> <p>4 concerned she is fine. So it wasn't going</p> <p>5 to be coming from me. When Human</p> <p>6 Resources found out, you know, I told her</p> <p>7 just what I felt personally about her.</p> <p>8 MR. SHERWOOD: Anne, I just ask</p> <p>9 that all this testimony relating to</p> <p>10 Ms. [REDACTED] and Ms. [REDACTED] testimony</p> <p>11 be confidential.</p> <p>12 MS. VLADECK: That is fine.</p> <p>13 Q. Now, at the time that she asked</p> <p>14 you about her job security, were you</p> <p>15 concerned about your job security?</p> <p>16 MR. GREEN: Objection to form.</p> <p>17 You may answer.</p> <p>18 A. Because of what happened with</p> <p>19 [REDACTED]?</p> <p>20 Q. For any reason at about the</p> <p>21 time people were being interviewed by</p> <p>22 Human Resources.</p> <p>23 MR. GREEN: Same objection.</p> <p>24 You can answer.</p> <p>25 A. I'm not sure I understand. At</p>

16 (Pages 58 to 61)

<p>1 BUCHHOLZ</p> <p>2 any time that I've ever been at the</p> <p>3 Garden?</p> <p>4 Q. Let's say during November of</p> <p>5 2005.</p> <p>6 MR. GREEN: Same objection.</p> <p>7 You can answer.</p> <p>8 A. I was concerned that when</p> <p>9 Vernon and Hassan were let go that there</p> <p>10 might be some repercussions.</p> <p>11 Q. What kind of repercussions?</p> <p>12 A. I really didn't know what they</p> <p>13 could be. So that was the source of my</p> <p>14 concern, the fact that, you know, Stephon</p> <p>15 Marbury's cousin and Jim Dolan's future</p> <p>16 son-in-law, who wasn't his future</p> <p>17 son-in-law at the time, if that upset</p> <p>18 them, you know -- my biggest concern was</p> <p>19 that if Stephon thought that I fired his</p> <p>20 cousin that he wouldn't be helpful in me</p> <p>21 being able to do my job.</p> <p>22 But, you know, I didn't think I</p> <p>23 was going to get fired because they were</p> <p>24 fired. I didn't think I was going to lose</p> <p>25 my job over it. But I was concerned that</p>	<p>62</p> <p>1 BUCHHOLZ</p> <p>2 A. I talked to her on the phone.</p> <p>3 I called her, and I don't remember what</p> <p>4 the reason was, I usually call her when it</p> <p>5 is an issue with an appearance of Stephon</p> <p>6 or a request of Stephon, and I</p> <p>7 acknowledged that Hassan wasn't working</p> <p>8 for us any longer. She said that he was</p> <p>9 innocent and that it is a real shame</p> <p>10 because Stephon and Anucha don't get along</p> <p>11 that he had to be fired.</p> <p>12 Q. And what did you say?</p> <p>13 A. I said there is strong evidence</p> <p>14 that he sexually harassed people on staff</p> <p>15 and that -- no, actually, let me think</p> <p>16 what I said. I'm sorry.</p> <p>17 I might have said that there</p> <p>18 was strong evidence -- I'm sorry. I don't</p> <p>19 remember exactly what I said. But we did</p> <p>20 talk about the fact that there was an</p> <p>21 investigation -- I know I wanted to say</p> <p>22 but I was told not to talk about the</p> <p>23 reason why he was let go. So I said there</p> <p>24 was an investigation and that there was</p> <p>25 strong evidence for his firing and that it</p>
<p>1 BUCHHOLZ</p> <p>2 it would affect my job.</p> <p>3 Q. Did you ever have any</p> <p>4 conversation --</p> <p>5 A. Can I say, and I also didn't</p> <p>6 think that Stephon thought that I fired</p> <p>7 his cousin for no good reason.</p> <p>8 Q. Well, isn't it true that</p> <p>9 Stephon didn't believe that you fired his</p> <p>10 cousin, but that Anucha Browne-Sanders</p> <p>11 fired his cousin?</p> <p>12 MR. GREEN: Objection to form.</p> <p>13 You can answer.</p> <p>14 A. That's what Stephon's sister</p> <p>15 said to me. I didn't hear that from</p> <p>16 Stephon.</p> <p>17 Q. Why don't you describe -- and</p> <p>18 this is Marcia?</p> <p>19 A. Yes.</p> <p>20 Q. Why don't you describe the</p> <p>21 conversation with Marcia wherein she told</p> <p>22 you that Stephon knew that it was Anucha</p> <p>23 Browne-Sanders who had Hassan fired.</p> <p>24 MR. GREEN: Objection to form.</p> <p>25 You may answer the question.</p>	<p>63</p> <p>1 BUCHHOLZ</p> <p>2 wasn't from, you know, just Anucha wanting</p> <p>3 him to be fired. I wasn't supposed to</p> <p>4 talk about what the reason was. So I was</p> <p>5 conscious of that but I wanted to tell her</p> <p>6 that.</p> <p>7 Q. Did she seem surprised to hear</p> <p>8 that there had been an investigation?</p> <p>9 A. She said that -- well, her take</p> <p>10 was there was an investigation but she</p> <p>11 thought the girls were lying and that this</p> <p>12 was just untrue, that her cousin couldn't</p> <p>13 have done those horrible things.</p> <p>14 Q. Did you tell her that Stephon</p> <p>15 had slept with [REDACTED]?</p> <p>16 A. No.</p> <p>17 Q. Who, if anyone, did you tell</p> <p>18 about Marcia Marbury's statement to you</p> <p>19 that it was a shame that Hassan had to be</p> <p>20 fired because Ms. Browne-Sanders and</p> <p>21 Stephon didn't get along?</p> <p>22 A. I don't remember.</p> <p>23 Q. When was the first time that</p> <p>24 you told anyone at the Garden that you had</p> <p>25 consulted with Judith Vladeck and Kevin</p>

<p>1 BUCHHOLZ</p> <p>2 Mintzer?</p> <p>3 A. When did I tell anyone at the</p> <p>4 Garden?</p> <p>5 Q. Correct.</p> <p>6 MR. GREEN: Objection to form.</p> <p>7 You may answer.</p> <p>8 A. I believe it was the day after</p> <p>9 it hit the papers, or the day that it was</p> <p>10 going -- that it hit the papers.</p> <p>11 Q. So was it your understanding</p> <p>12 that it was after Ms. Browne-Sanders filed</p> <p>13 her lawsuit?</p> <p>14 A. Yes, it was after.</p> <p>15 Q. And who did you mention it to?</p> <p>16 MR. GREEN: Objection to form.</p> <p>17 But to the extent you mentioned that to</p> <p>18 the attorneys representing you at the time</p> <p>19 you may not respond to this question.</p> <p>20 Otherwise you may answer the question.</p> <p>21 THE WITNESS: Say that again,</p> <p>22 I'm sorry.</p> <p>23 MR. GREEN: To the extent in</p> <p>24 answering this question you reveal a</p> <p>25 conversation you had with any of the</p>	<p>66</p> <p>1 BUCHHOLZ</p> <p>2 A. Why did I tell him? I felt</p> <p>3 that he needed to know.</p> <p>4 Q. Why did you feel he needed to</p> <p>5 know?</p> <p>6 A. Because I felt like I was</p> <p>7 withholding from the Garden information</p> <p>8 that was important.</p> <p>9 Q. Why was it important that you</p> <p>10 went to seek counsel?</p> <p>11 MR. GREEN: Objection to form.</p> <p>12 You may answer.</p> <p>13 A. Why was it important that I</p> <p>14 went to seek --</p> <p>15 Q. Why was it important that you</p> <p>16 told Mr. Mills that you had gone to the</p> <p>17 counsel's office?</p> <p>18 MR. SHERWOOD: Asked and</p> <p>19 answered.</p> <p>20 Q. You may answer.</p> <p>21 A. I felt like if I didn't go</p> <p>22 there I was withholding information that</p> <p>23 was important to the Garden.</p> <p>24 Q. Why did you believe it was</p> <p>25 important to the Garden?</p>
<p>1 BUCHHOLZ</p> <p>2 lawyers, you may not answer the question.</p> <p>3 If you had that conversation with someone</p> <p>4 who was not among the lawyers, you may</p> <p>5 answer the question.</p> <p>6 A. I mentioned it to Mary Pat</p> <p>7 Clark and Steve Mills. I don't remember</p> <p>8 exactly what I told Mary Pat Clark.</p> <p>9 Q. Was this one conversation or</p> <p>10 two conversations or something else?</p> <p>11 A. Two conversations.</p> <p>12 Q. Who did you talk to first?</p> <p>13 A. Mary Pat Clark.</p> <p>14 Q. And that is the conversation</p> <p>15 you don't recall?</p> <p>16 A. I don't recall the details of</p> <p>17 that conversation.</p> <p>18 Q. Do you recall generally what</p> <p>19 you said?</p> <p>20 A. No.</p> <p>21 Q. What did you say to Steve</p> <p>22 Mills?</p> <p>23 A. I told him that I had gone with</p> <p>24 Anucha to Judith Vladeck's office.</p> <p>25 Q. Why did you tell him?</p>	<p>67</p> <p>1 BUCHHOLZ</p> <p>2 MR. GREEN: Asked and answered.</p> <p>3 You may answer again. You can add to your</p> <p>4 prior response.</p> <p>5 A. Because it was a case that</p> <p>6 Anucha filed against the Garden and I had</p> <p>7 been with her when she wanted to seek</p> <p>8 counsel.</p> <p>9 MR. SCHOENFELD: Can I have a</p> <p>10 quick conference?</p> <p>11 THE WITNESS: Can I go to the</p> <p>12 bathroom, too, again?</p> <p>13 MS. VLADECK: Sure.</p> <p>14 THE VIDEOGRAPHER: We are off</p> <p>15 the record. The time is 11:39.</p> <p>16 (Recess taken.)</p> <p>17 THE VIDEOGRAPHER: We are back</p> <p>18 on the record. The time is 11:57.</p> <p>19 BY MS. VLADECK:</p> <p>20 Q. Who is Jennifer Hatch?</p> <p>21 A. She is one of my best friends.</p> <p>22 Q. And did you call Ms. Hatch to</p> <p>23 try and get the name of an employment</p> <p>24 lawyer?</p> <p>25 A. Yes.</p>

18 (Pages 66 to 69)

<p>1 BUCHHOLZ 2 BY MS. VLADECK: 3 Q. Now, the conversation you had 4 with [REDACTED] where she told you 5 about her being driven to her [REDACTED] and 6 then having sex with Stephon Marbury, what 7 was your understanding of how close in 8 time the incident was to when she and you 9 talked about it? 10 MR. GREEN: Objection to form. 11 You can answer the question. 12 A. Well, she was [REDACTED] at 13 the time she told me and [REDACTED] 14 when it happened. I'm not sure of the 15 timing. But it was before -- it was quite 16 a bit of time had passed. 17 Q. Did you tell anyone that 18 [REDACTED] had told you that she had been 19 drinking that night? 20 MR. GREEN: Objection to form. 21 You may answer. 22 A. When I was asked about it by 23 John Moran. 24 Q. And was it correct that 25 [REDACTED] had told you that she had been</p>	<p>82</p> <p>1 BUCHHOLZ 2 (Recess taken.) 3 THE VIDEOGRAPHER: We are back 4 on the record. The time is 12:16. 5 BY MS. VLADECK: 6 Q. What did you understand her 7 being out of it to mean? 8 MR. GREEN: Objection to form. 9 You may answer the question. 10 A. That she had -- you know, she 11 had too much to drink. 12 Q. Did you tell anyone that 13 [REDACTED] told you that she felt she 14 had to sleep with Stephon Marbury? 15 MR. GREEN: Objection to form. 16 You may answer. 17 A. Say that again. 18 MS. VLADECK: Could you read it 19 back. 20 (The record was read.) 21 A. I don't think I did. I don't 22 recall that. 23 Q. Did you tell anyone that 24 [REDACTED] said that she could not 25 say no?</p>
<p>1 BUCHHOLZ 2 drinking that night? 3 MR. GREEN: Same objection. 4 You may answer. 5 A. I don't know if it was correct. 6 That's what she told me. 7 Q. I'm sorry, my question was did 8 [REDACTED] tell you that she, 9 [REDACTED], had been drinking the 10 night that it occurred? 11 MR. GREEN: Same objection. 12 You may answer. 13 A. [REDACTED] did tell me she 14 was drinking that night. 15 Q. And did she tell you that she 16 was pretty out of it? 17 MR. GREEN: Objection to form. 18 You may answer the question. 19 A. She said that she was out of 20 it. 21 (Telephonic interruption.) 22 MS. VLADECK: I will be right 23 back. 24 THE VIDEOGRAPHER: We are off 25 the record. The time is 12:13.</p>	<p>83</p> <p>1 BUCHHOLZ 2 MR. GREEN: Objection to form. 3 You may answer the question. 4 A. I don't recall. 5 Q. Did you tell anyone that 6 [REDACTED] told you that she felt 7 taken advantage of? 8 MR. GREEN: Objection to form. 9 You may answer. 10 A. No. 11 Q. Did you tell anyone that 12 [REDACTED] told you that she felt 13 like a prostitute? 14 MR. GREEN: Objection to form. 15 You may answer. 16 A. I don't recall. 17 Q. Did you tell anyone that when 18 you talked to [REDACTED] you did not 19 believe that she was convincing when she 20 said that she did not say no? 21 MR. GREEN: Objection to the 22 form. You may answer. 23 A. Yes. 24 Q. Tell me about that 25 conversation.</p>

22 (Pages 82 to 85)

<p>1 BUCHHOLZ</p> <p>2 A. With John Moran, when I told 3 him that she had said that she was not 4 forced to sleep with Stephon, I kept 5 asking her and she said definitely not, 6 definitely not. Then I said that she was 7 not convincing. And she was very, very 8 regretful.</p> <p>9 Q. Was it your belief after 10 talking to [REDACTED] that she felt 11 forced to have sex with Stephon Marbury?</p> <p>12 MR. GREEN: Objection to the 13 form. But you may answer.</p> <p>14 A. No, I thought it was 15 consensual.</p> <p>16 Q. Then what was not convincing 17 about her when she said she wasn't forced?</p> <p>18 MR. GREEN: Same objection.</p> <p>19 But you may answer.</p> <p>20 A. She just seemed, when she was 21 talking to me, that she was so embarrassed 22 and ashamed and blaming it on, you know -- 23 she was so ashamed, she was coming up with 24 excuses of why she did it. So she wasn't 25 convincing me of a lot of what she was</p>	<p>86</p> <p>1 BUCHHOLZ</p> <p>2 A. My understanding is that he 3 asked that his cousins get jobs with the 4 Garden.</p> <p>5 Q. And what was your understanding 6 of what role, if any, he played once they 7 had been employed by the Garden?</p> <p>8 A. I'm not sure I understand what 9 you mean.</p> <p>10 Q. Well, did you ever learn that 11 Mr. Marbury was upset either by the way 12 Mr. Gonsalves was treated or about his pay 13 or anything else?</p> <p>14 A. Yes, I do know of that.</p> <p>15 Q. And what do you know?</p> <p>16 A. I know that Stephon called Dan 17 Gladstone and complained about Hassan's 18 pay.</p> <p>19 Q. And what was your 20 understanding -- strike that. 21 What did Dan Gladstone tell you 22 about the conversation?</p> <p>23 A. Dan told me that he was shocked 24 that Stephon called him to complain about 25 his pay and that Stephon thought that</p>
<p>87</p> <p>1 BUCHHOLZ</p> <p>2 saying in that moment.</p> <p>3 Q. And why was she ashamed or why 4 did you believe she was ashamed for 5 sleeping with Stephon Marbury?</p> <p>6 MR. GREEN: Same objection to 7 form. But you may answer.</p> <p>8 A. Because I think she felt -- 9 well, she told me she felt cheap. She was 10 ashamed that she just went into his car 11 and slept with him. He is married. It 12 was a one-night stand. She was ashamed. 13 I don't know why she felt -- she didn't go 14 into detail.</p> <p>15 Q. Did you have any belief at the 16 time that Stephon Marbury was involved in 17 how Hassan Gonsalves was being treated as 18 an employee?</p> <p>19 A. I completely missed the 20 question. I was thinking about my other 21 answer. I'm sorry.</p> <p>22 Q. What was your understanding of 23 what role, if any, Stephon Marbury had 24 with respect to Hassan Gonsalves' 25 employment?</p>	<p>89</p> <p>1 BUCHHOLZ</p> <p>2 Hassan should have a parking pass, and 3 that he should be able to work and get 4 paid, you know, differently. And that Dan 5 had explained to him the policies as far 6 as how he was getting paid and that he 7 couldn't work overtime, and explained how 8 only certain people get parking passes and 9 it is usually during game nights, and went 10 through all of that with Stephon. And 11 that Stephon was very angry and upset, and 12 that Stephon had said some things about 13 Anucha, some very harsh things about 14 Anucha.</p> <p>15 Q. When did you have the 16 conversation with Dan Gladstone?</p> <p>17 A. The first time I had a 18 conversation with Dan was around the time 19 that he received the phone call from 20 Stephon. I think it was the next day he 21 told me he had received a phone call from 22 Stephon.</p> <p>23 Q. Did he tell you in that 24 conversation the harsh things that Stephon 25 said about Ms. Browne-Sanders?</p>

23 (Pages 86 to 89)

<p>1 BUCHHOLZ</p> <p>2 Q. Did you work with Faye Brown?</p> <p>3 A. Yes.</p> <p>4 Q. How would you describe your working relationship with Faye Brown?</p> <p>5 MR. GREEN: Same objection.</p> <p>6 You may answer.</p> <p>7 A. My working relationship with Faye Brown was very good, excellent, until the time where she applied for a position that Alexia Katsaounis vacated and did not get the job and after that our relationship was not as strong.</p> <p>8 Q. And when did she apply for the job that Alexia vacated?</p> <p>9 A. When Alexia left. I'm not sure when that was. She is now in her second year of B school. I guess about a year and a half ago.</p> <p>10 Q. And this was a position for your assistant?</p> <p>11 A. I think Alexia was promoted to coordinator. So it was a coordinator, replacing the coordinator position.</p> <p>12 Q. And what role, if any, did you</p>	<p>122</p> <p>1 BUCHHOLZ</p> <p>2 be on a more talking basis and then it was more cordial and it got better, but it was never like it was before that.</p> <p>3 Q. Did you ever tell anyone that you saw Anucha Browne-Sanders be visibly upset after she interacted with Isiah Thomas?</p> <p>4 MR. GREEN: Objection to form.</p> <p>5 You may answer.</p> <p>6 A. Did I ever tell anyone?</p> <p>7 Q. That you observed Anucha Browne-Sanders as visibly upset after she interacted with Isiah Thomas.</p> <p>8 A. I don't remember.</p> <p>9 Q. Did you ever see it?</p> <p>10 A. Did I ever see that she was visibly upset?</p> <p>11 Q. Correct.</p> <p>12 A. I did see her, but I don't remember if I told anyone that I saw that she was visibly upset.</p> <p>13 Q. When did you see her visibly upset after interactions with Mr. Thomas?</p> <p>14 MR. GREEN: Objection to form.</p>
<p>123</p> <p>1 BUCHHOLZ</p> <p>2 have in determining who would be Alexia's replacement?</p> <p>3 A. In that particular case I had a lot of control over who would be Alexia's replacement.</p> <p>4 Q. And why did you not give Faye Brown the job?</p> <p>5 A. I thought other people had more of the qualities and the skills that I was looking for for that position.</p> <p>6 Q. Who did you put in that position?</p> <p>7 A. Artie Bayes.</p> <p>8 Q. And what position had he been in before?</p> <p>9 A. He was my intern.</p> <p>10 Q. In what way did the relationship -- strike that.</p> <p>11 In what way was the relationship not as strong after you did not give her the coordinator position?</p> <p>12 A. She didn't talk to me for a while. She was visibly angry and upset and she didn't talk to me. Then we got to</p>	<p>125</p> <p>1 BUCHHOLZ</p> <p>2 You may answer.</p> <p>3 A. It is very fuzzy. I'm not exactly sure of when it was.</p> <p>4 Q. On how many occasions did you see her visibly upset?</p> <p>5 A. Let me think. Three or four.</p> <p>6 Q. Do you remember any of the -- strike that.</p> <p>7 Were you aware as to why she was visibly upset? Did she tell you?</p> <p>8 A. I clearly remember two. One was -- yes, I clearly remember two.</p> <p>9 Q. And what were those incidences?</p> <p>10 A. One was in December, I think, of '05 where she said -- she told me that he had tried to put his arm around her and she said -- and he said "Why aren't you showing me any love?" And she didn't seem like really upset about that. She was more like shocked, like how dare he do that, how dare he -- you know, he knows we are not getting along, how dare he put his arm around me and tell me I'm not showing him any love. So if you want to call that</p>

<p>1 BUCHHOLZ 2 visibly upset. 3 The other time I remember was 4 earlier than that. And I don't remember 5 the exact time frame. But he had -- she 6 said "Karin, can you believe this? I was 7 standing in Gate 1 and Isiah came up to me 8 and his wife was just feet away, a few 9 feet away, and he said" -- you know, kind 10 of like with this epiphany, she didn't say 11 that, I'm saying that -- "Now I know why 12 we don't get along. I think I'm in love 13 with you."</p> <p>14 She again, when she was 15 recounting that incident, she said that, 16 you know, she was shocked that he could 17 say something like that with his wife a 18 few feet away. And it was like she was 19 offended in a way that, you know, he could 20 try to charm her. She knows that they 21 don't get along and he is trying to be 22 sweet to her or trying to suck up to her 23 in a way.</p> <p>24 Q. When did Ms. Browne-Sanders 25 tell you about the incident at Gate 1?</p>	<p>126</p> <p>1 BUCHHOLZ 2 day, very soon after Isiah had gotten to 3 the Garden, accepted the position, she 4 went to have a meeting with him and was 5 bringing him this sort of cheat sheet that 6 had some sort of basic business, top-line 7 business information, how many tickets 8 sold, you know, what our rank was I guess 9 in the NBA, what merchandise, just basic 10 numbers, business numbers. 11 She had given one of those 12 cheat sheets to all of the people that 13 reported to her so that we would always 14 have that information if we needed it. 15 She brought this cheat sheet to him and 16 she said that at the meeting he had said 17 "If you do all of this, what the fuck do I 18 do?" Or something to that effect. I 19 don't remember in detail.</p> <p>20 Q. Have you ever heard Isiah 21 Thomas curse?</p> <p>22 A. I have.</p> <p>23 Q. On how many occasions?</p> <p>24 A. Twice that I clearly remember.</p> <p>25 Q. And what were those two</p>
<p>127</p> <p>1 BUCHHOLZ 2 A. It is a little -- I'm not 3 sure -- well, I know for sure she told me 4 it around November and December of '05. 5 There was a time where she was telling me 6 a lot of things, refreshing my memory of 7 things that she had told me about Isiah, 8 about the Garden, about all of the things 9 that she was complaining about overall, 10 leading up to when she wanted to get a 11 lawyer, including interactions with Steve 12 Mills and others.</p> <p>13 Q. Now, you say she was refreshing 14 your memory. Did she tell you about the 15 incident at Gate 1 prior to November or 16 December of '05?</p> <p>17 A. Yes.</p> <p>18 Q. What other things did she tell 19 you that you recall?</p> <p>20 A. In November?</p> <p>21 Q. Whatever she told you that 22 refreshed your recollection. And if you 23 recall when she originally told you.</p> <p>24 A. For sure she refreshed my 25 memory in November about being -- that one</p>	<p>129</p> <p>1 BUCHHOLZ 2 occasions? 3 A. Once we were in an upfront 4 meeting with ad sales guys, 5 representatives, men and women, and he 6 said that he would make himself available 7 to go to clients but don't fucking waste 8 his time. Something like "Don't fucking 9 waste my time if it is something that is 10 bullshit." Something to that effect. And 11 everyone laughed. 12 Then the second time, I think 13 it was -- maybe it was three times. I 14 remember one time where I think it was a 15 state of the team address to employees and 16 he said some curse. But it was, you know, 17 like, I can't remember the context, but, 18 again, everyone laughed. It was a fuck 19 word. So I'm not even 100 percent sure 20 about that one. So forget that one. 21 Q. Are there any others that you 22 recall specifically?</p> <p>23 A. No.</p> <p>24 Q. What else did you and 25 Ms. Browne-Sanders discuss in November '05</p>

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<p>1 BUCHHOLZ 2 that refreshed your recollection of things 3 that she had told you earlier? 4 A. She said there was a time that 5 -- she said there was a time that she 6 met -- that she had a meeting with Steve 7 Mills and Isiah and in November -- this 8 one is much more shaky for me as far as 9 clear. 10 But in November she definitely 11 said that she was in this meeting with 12 Steve Mills and Isiah to clarify their 13 roles and when Steve Mills left she said 14 that Isiah had cursed at her. Then when 15 he came back, he stopped. 16 Q. "When he came back," meaning 17 when Steve Mills came back? 18 A. When Steve Mills came back, 19 yes. 20 Q. Anything else you can recall 21 her refreshing your recollection about in 22 November of '05? 23 A. Just about Isiah, interactions 24 with, or about anything? 25 Q. Well, any issues that you </p>	<p>130</p> <p>1 BUCHHOLZ 2 want to sign that and she said that 3 someone above her asked her to sign it and 4 she asked that person if they could send 5 her an e-mail making that request and that 6 person said no. So she went ahead and 7 documented that she knew of these two 8 fraudulent activities. 9 Then we talked about it in 10 November that that was -- then she had 11 another -- she had a budget meeting with 12 Jim Dolan and Steve Mills and some other 13 people that were in this budget meeting, 14 all men, and she said that she got reamed 15 by Jim Dolan and in her words, she used 16 this phrase a lot, boiled the ocean on 17 these courts, these purchase courts, for a 18 program that was under my area, Dan 19 Gladstone's purchase courts for this 20 program called Last Man Standing. 21 She said that was a program 22 that Steve Mills had asked Dan to do and 23 was so upset that Steve didn't have her 24 back. She used that phrase a lot too, 25 that Steve didn't have her back. And that </p>
<p>1 BUCHHOLZ 2 recall in November of '05, her reminding 3 you about that she had told you about 4 earlier. 5 MS. EISENBERG: Objection as to 6 form. 7 Q. You can answer. 8 A. Everything that she told me in 9 November, you are asking that she 10 refreshed my memory, you would like to 11 know? 12 Q. Well, you described earlier 13 that there were certain conversations that 14 had occurred prior to November of '05 that 15 she and you were talking about in November 16 of '05 and that she refreshed your 17 recollection. Any that you remember? 18 A. Yes. She reminded me of a 19 meeting -- oh, of a time with the parking 20 forgeries with Hassan and Vernon that she 21 had been asked -- she said that someone 22 asked her to sign a Sarbanes-Oxley 23 document stating that she didn't know of 24 any fraudulent activity that was taking 25 place under her watch and that she didn't </p>	<p>131</p> <p>1 BUCHHOLZ 2 Jim Dolan -- she really felt the reason 3 she got so hammered in that meeting over 4 \$40,000 was because she was a 5 whistleblower. So that was -- those were 6 two incidences. 7 Q. Before you go on to the next, 8 at or about the time in November of '05, 9 what was your working relationship with 10 Ms. Browne-Sanders? 11 MR. GREEN: Objection to form. 12 You may answer. 13 Q. Excellent? Very good? Good? 14 A. Oh, yes, excellent, very good, 15 yes. 16 Q. Did you tell her at that time 17 that you had her back? 18 A. Often. Because she required 19 that of anyone who worked for her. She 20 often drilled that into us that loyalty, 21 having her back, was very important. It 22 was very clear to us that we needed to 23 have her back under all circumstances. 24 And people that didn't have her back were 25 no longer there. </p>

<p>1 BUCHHOLZ 2 plaintiff's counsel and plaintiff's agent, 3 and obviously knowingly somehow on 4 plaintiff's behalf about the 5 ramifications, that maybe something does 6 work a waiver.</p> <p>7 MS. VLADECK: Your Honor, may I 8 make a suggestion?</p> <p>9 THE COURT: Sure.</p> <p>10 MS. VLADECK: I don't have any 11 problem saying instead of going seven 12 hours we will go five and a half and if we 13 can brief this with your Honor and send 14 you the transcript.</p> <p>15 THE COURT: It may be Judge 16 Lynch will say I will take it back because 17 I'm available now.</p> <p>18 MS. VLADECK: I would be 19 certainly willing to carve out the time 20 that there would be on this subject if 21 there would be testimony on this subject 22 without a waiver and then she may have to 23 come back. I agree with you, you can't 24 take it back. So I agree this is 25 something that this may make sense to do</p>	<p>166</p> <p>1 BUCHHOLZ 2 be directed. 3 If you agree to have this 4 witness back at a time that works best for 5 the witness under the circumstances of 6 your litigation clock, since it is a 7 nonparty, or maybe it is a party witness, 8 but you try to accommodate everybody as 9 best you can, do it that way. I feel like 10 I would be on more solid ground. I think 11 both of you there would end up more 12 comfortable.</p> <p>13 MS. VLADECK: That is fine, 14 your Honor. I think we can reserve an 15 hour.</p> <p>16 THE COURT: I will talk to 17 Judge Lynch and explain to him the issue 18 as best I am able to understand it at this 19 point. I think I get it now and I will 20 see whether he wants you to put it before 21 him or me.</p> <p>22 MS. VLADECK: Thank you very 23 much.</p> <p>24 MR. GREEN: Thank you so much.</p> <p>25 THE COURT: I'm sorry I didn't</p>
<p>167</p> <p>1 BUCHHOLZ 2 on paper.</p> <p>3 MR. GREEN: Your Honor, this is 4 Ron Green. I do not disagree with that 5 position. So long as we do agree that 6 this being a nonparty witness that any 7 time that is reserved is reserved 8 exclusively to questions that would follow 9 a ruling by the court on this one issue.</p> <p>10 THE COURT: I think that is 11 reasonable. I also think it is reasonable 12 if you are using the rules on the number 13 of hours for depositions, by agreement or 14 court order, that you look at the total 15 number of hours and you don't have a 16 second follow-up deposition then turn into 17 a full second day of deposition, that you 18 think about it and use the time 19 judiciously.</p> <p>20 It seems to me if you skip this 21 area, you brief it. I can talk to Judge 22 Lynch and find out if he wants you to 23 brief it before him given the interplay of 24 this or if he wants you to brief it before 25 me. I can let you know to whom it should</p>	<p>169</p> <p>1 BUCHHOLZ 2 resolve it on the fly. But it is a knotty 3 one.</p> <p>4 MS. VLADECK: Thank you. 5 (Conference call ended.) 6 (Recess taken.)</p> <p>7 THE VIDEOGRAPHER: We are back 8 on the record. The time is 3:30.</p> <p>9 BY MS. VLADECK:</p> <p>10 Q. Now, prior to the break and my 11 veering a little bit off into left field, 12 you were discussing things that you had 13 discussed with Anucha Browne-Sanders in 14 November of 2005 where she was refreshing 15 your memory about certain events that she 16 had talked to you about before. You, I 17 don't believe, had completed your answer 18 with respect to what she refreshed your 19 recollection about.</p> <p>20 A. Basically all of the issues 21 that she had regarding the Garden, 22 regarding Steve Mills, and we had already 23 discussed some of the issues that she had 24 with Isiah.</p> <p>25 Q. What were the issues that she</p>

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<p>1 BUCHHOLZ</p> <p>2 had with respect to Steve Mills?</p> <p>3 MR. GREEN: I object to form.</p> <p>4 You may answer.</p> <p>5 A. Pretty much she was upset about</p> <p>6 the fact that after that budget meeting</p> <p>7 she really felt that he really</p> <p>8 disappointed her, disillusioned. She felt</p> <p>9 betrayed in a way and thought that -- she</p> <p>10 was very -- she was very upset after that</p> <p>11 meeting and then subsequently talked</p> <p>12 about, I'm trying to think of specific</p> <p>13 issues with Steve, well, she refreshed my</p> <p>14 memory that she would tell him about</p> <p>15 things and he wouldn't do anything about</p> <p>16 it.</p> <p>17 I'm trying to think of</p> <p>18 specifics but nothing is coming to mind</p> <p>19 right now.</p> <p>20 Q. Did she tell you why -- strike</p> <p>21 that.</p> <p>22 Did she tell you what things</p> <p>23 she told Steve Mills about that he didn't</p> <p>24 do anything about?</p> <p>25 MR. GREEN: Objection to form.</p>	<p>170</p> <p>1 BUCHHOLZ</p> <p>2 because we were forced to hire these kids.</p> <p>3 Because she was asked to, the</p> <p>4 Sarbanes-Oxley, she kind of felt -- oh,</p> <p>5 you know, she also told me -- oh, she</p> <p>6 showed me a document in November of events</p> <p>7 that she wanted Isiah to attend and that</p> <p>8 he wouldn't attend those events, and that</p> <p>9 she felt like she couldn't get her job</p> <p>10 done if he didn't attend those events.</p> <p>11 Something, you know, she had</p> <p>12 issues with Frank Murphy and him, you</p> <p>13 know, kind of being the gatekeeper to</p> <p>14 Isiah. I remember she definitely</p> <p>15 refreshed my memory, and I don't have</p> <p>16 clear memories back when it first</p> <p>17 happened, you know, in '04, I don't even</p> <p>18 remember when the Frank Murphy thing</p> <p>19 happened or some of the other things that</p> <p>20 happened in '04, I think right after Isiah</p> <p>21 got there.</p> <p>22 When I say she refreshed my</p> <p>23 memory, she told me these things in '04</p> <p>24 and some of them I remembered happened and</p> <p>25 some of them I don't have clear memories</p>
<p>171</p> <p>1 BUCHHOLZ</p> <p>2 You may answer.</p> <p>3 A. I do have -- let me think for a</p> <p>4 second. She did tell me in November that</p> <p>5 she had told him about the comments -- or</p> <p>6 the comment about being in Gate 1 and he</p> <p>7 didn't do anything about that.</p> <p>8 Q. Anything else you recall</p> <p>9 discussing with Ms. Browne-Sanders in</p> <p>10 November 2005 that refreshed your</p> <p>11 recollection about things she had said to</p> <p>12 you concerning issues she had?</p> <p>13 MR. GREEN: Objection to form.</p> <p>14 You may answer.</p> <p>15 A. I'm trying to remember. There</p> <p>16 were a lot of things, and I don't know why</p> <p>17 specific things aren't coming up. I'm</p> <p>18 trying to kind of even go -- well, we</p> <p>19 talked about, again, the performance of</p> <p>20 Hassan, the forgeries, and then, you know,</p> <p>21 how wrong that was.</p> <p>22 The Garden, kind of she talked</p> <p>23 a lot about how she felt her integrity was</p> <p>24 compromised and that she couldn't get --</p> <p>25 she wasn't able to do her job effectively</p>	<p>173</p> <p>1 BUCHHOLZ</p> <p>2 of what happened.</p> <p>3 Q. Now, in November '05 when you</p> <p>4 had this conversation with Anucha, was it</p> <p>5 at the same time, before or after that</p> <p>6 there were investigations into Hassan</p> <p>7 Gonsalves and sexual harassment?</p> <p>8 A. Was it around the same time?</p> <p>9 It was around the same time.</p> <p>10 Q. And do you recall whether it</p> <p>11 was before or after or during?</p> <p>12 A. Some of the things that we had</p> <p>13 discussed were before, during and after.</p> <p>14 Q. But when did she have the</p> <p>15 conversation with you where she refreshed</p> <p>16 your memory --</p> <p>17 A. What do you mean by</p> <p>18 "refreshed"?</p> <p>19 Q. I'm using your words.</p> <p>20 A. She definitely was telling me</p> <p>21 about events, again, that she said</p> <p>22 happened before and that happened, you</p> <p>23 know, in the fall. It was not just one or</p> <p>24 two times. There were times before,</p> <p>25 especially after her meeting and before</p>

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<p>1 BUCHHOLZ</p> <p>2 the meeting that she had -- we had with 3 this office, with the Vladeck firm. She 4 went over all of the issues that she was 5 going to bring up.</p> <p>6 Q. Does that mean, then, that you 7 had this conversation with her after the 8 investigation into Hassan Gonsalves or 9 during or something else?</p> <p>10 A. I'm not exactly sure. I'm not 11 exactly sure.</p> <p>12 Q. Was it your understanding that 13 the investigation into the sexual 14 harassment allegations against Hassan 15 Gonsalves was a catalyst for these 16 conversations with you or something else?</p> <p>17 MR. GREEN: Objection to form.</p> <p>18 You may answer.</p> <p>19 A. What I think was when -- what I 20 think -- you want my opinion?</p> <p>21 Q. I want to know what you know.</p> <p>22 A. I don't know if it was a 23 catalyst.</p> <p>24 Q. Were there discussions during 25 this same time about Stephon Marbury?</p>	<p>174</p> <p>1 BUCHHOLZ</p> <p>2 A. Yes.</p> <p>3 Q. How would you describe your 4 working relationship with Mr. Murphy?</p> <p>5 MR. GREEN: Objection to form.</p> <p>6 But you may answer.</p> <p>7 A. Very good.</p> <p>8 Q. Did you ever see him be 9 inappropriate to another employee?</p> <p>10 MR. GREEN: Objection to form.</p> <p>11 You may answer.</p> <p>12 A. What do you mean by 13 "inappropriate"?</p> <p>14 Q. Either yell or scream or curse 15 or say something that he shouldn't have.</p> <p>16 MR. GREEN: Objection to form.</p> <p>17 You may answer.</p> <p>18 A. Not really, not in particular.</p> <p>19 Q. Did you ever hear that he had 20 done that with an employee?</p> <p>21 MR. GREEN: Objection to form.</p> <p>22 But you may answer.</p> <p>23 MS. EISENBERG: Same objection.</p> <p>24 A. Did I ever hear --</p> <p>25 Q. That he had been inappropriate</p>
<p>175</p> <p>1 BUCHHOLZ</p> <p>2 MR. GREEN: Objection to form.</p> <p>3 You may answer.</p> <p>4 A. Were there --</p> <p>5 Q. Discussions at about this time 6 that Anucha Browne-Sanders initiated 7 concerning Stephon Marbury?</p> <p>8 A. You mean with [REDACTED]?</p> <p>9 Q. Or with anyone.</p> <p>10 A. Yes, there were discussions 11 about Stephon Marbury at that time.</p> <p>12 Q. And what were those 13 conversations?</p> <p>14 A. That she told me that she felt 15 that Stephon didn't like her and it was 16 difficult. "Karin, do you remember when 17 he didn't want to sign any of my jerseys?" 18 Do you remember when he got so upset when 19 I told him he couldn't have the 20 credentials?" Those I definitely 21 remember. But there are certain ones that 22 I'm not sure about.</p> <p>23 Q. Now, you said that she had 24 issues with Frank Murphy. Did you have 25 any working relationship with Mr. Murphy?</p>	<p>177</p> <p>1 BUCHHOLZ</p> <p>2 with any other employee at the Garden.</p> <p>3 MR. GREEN: Objection to form.</p> <p>4 You may answer.</p> <p>5 MS. EISENBERG: Same objection.</p> <p>6 A. Yes, I had heard that he would 7 yell and scream.</p> <p>8 Q. And curse?</p> <p>9 MR. GREEN: Objection to form.</p> <p>10 You may answer.</p> <p>11 A. I can't think of any specific 12 incident that I had heard.</p> <p>13 Q. Where had you heard that he 14 would yell and scream?</p> <p>15 MR. GREEN: Objection to form.</p> <p>16 You may answer.</p> <p>17 A. In meetings, you know, that if 18 he didn't get the way that he wanted, he 19 would yell and was sometimes explosive. 20 But I don't know in particular what 21 incident -- I can't even name any specific 22 incident.</p> <p>23 Q. Now, you said that Anucha 24 Browne-Sanders was upset with Steve Mills 25 after the budget meeting. What was your</p>

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<p>1 BUCHHOLZ 2 understanding as to why Ms. Browne-Sanders 3 was upset with Mr. Mills after the budget 4 meeting?</p> <p>5 MR. GREEN: Asked and answered. 6 But you may answer again.</p> <p>7 A. That she felt that he had asked 8 Dan Gladstone to do this project and she 9 felt that he didn't support her in that 10 meeting regarding the expenditures and she 11 felt she took all the heat for it and he 12 didn't have her back.</p> <p>13 Q. These are expenditures that 14 Mr. Mills had approved?</p> <p>15 A. As far as I know it went 16 through the approval process or else we 17 couldn't have purchased those courts. I 18 don't know where the breakdown was or what 19 the real issues were because we purchased 20 the courts. But, my understanding, I 21 wasn't there, I don't really know anything 22 about the budget meeting, but there was 23 the issue about the capital expenditure 24 that was outside of budget to purchase 25 these courts.</p>	<p>180</p> <p>1 BUCHHOLZ 2 players sleeping with [REDACTED] 3 MR. GREEN: Objection to form. 4 You may answer.</p> <p>5 A. I don't know about any rules 6 regarding players sleeping with [REDACTED] 7 (Buchholz Exhibit 1 marked for 8 identification.)</p> <p>9 Q. For the record, what you have 10 before you as Buchholz Exhibit 1 is an 11 e-mail from Anucha Browne-Sanders to John 12 Moran dated December 7th, 2005 which 13 attaches an e-mail from you to Anucha 14 Browne-Sanders dated November 28th, 2005.</p> <p>15 Is this something that you 16 wrote to Ms. Browne-Sanders?</p> <p>17 A. I would like to read it.</p> <p>18 Q. I'm sorry. Take your time. (Witness perusing document.)</p> <p>19 A. Yes, I remember this e-mail.</p> <p>20 Q. Now, the first sentence says 21 "After our meeting with John Moran I am 22 documenting the incidences where Stephon 23 Marbury made it clear to employees that he 24 did not like you."</p>
<p>179</p> <p>1 BUCHHOLZ 2 Q. Who told you that Hassan 3 Gonsalves was going to be fired? 4 A. I think both Anucha and John 5 Moran. Definitely John Moran. 6 Q. And what did he say? 7 A. He said that Hassan was going 8 to be terminated and that they had 9 conducted an investigation about sexual 10 harassment and they decided -- they 11 concluded that he should no longer work 12 with the company. 13 Q. Did he say whether there was a 14 conclusion as to whether or not Hassan 15 Gonsalves had sexually harassed someone? 16 A. I don't know. 17 Q. Did he tell you whether any 18 action would be taken against Stephon 19 Marbury? 20 A. For what? 21 Q. For anything. 22 A. No. I don't think we even 23 mentioned -- talked about Stephon Marbury. 24 Q. What was your understanding, if 25 any, as to the rules with respect to</p>	<p>181</p> <p>1 BUCHHOLZ 2 Do you see that? 3 A. Yes. 4 Q. What occurred at the meeting 5 with John Moran that made you document the 6 instances where Stephon Marbury made it 7 clear to employees that he did not like 8 Browne-Sanders? 9 A. I have no idea. I don't 10 remember what that meeting was. 11 Q. Did you have a meeting with 12 John Moran and Anucha Browne-Sanders in 13 November of 2005? 14 A. I don't remember. 15 Q. Do you know which employees 16 other than as stated in this e-mail 17 Stephon Marbury made it clear to that he 18 did not like Anucha Browne-Sanders? 19 A. I have to make it clear right 20 now that Anucha asked me specifically and 21 gave me wording and told me to document 22 this e-mail. And I was very uncomfortable 23 that she said, you know, document the 24 e-mail about how Stephon doesn't like me, 25 what everyone said, who said it, why.</p>

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<p>1 BUCHHOLZ</p> <p>2 I even was trying to rack my</p> <p>3 brain to try to come up with -- she really</p> <p>4 wanted to prove that Stephon didn't like</p> <p>5 her and she asked me to write this e-mail.</p> <p>6 And I did. But I want it to go on record</p> <p>7 that I was pressured to document these</p> <p>8 instances.</p> <p>9 Q. Is there any reason, then, why</p> <p>10 you didn't say "Anucha, per your request,</p> <p>11 I am documenting the instances"?</p> <p>12 A. Because Anucha would have seen</p> <p>13 through that, that I was -- I didn't</p> <p>14 think -- that wasn't clear to me that she</p> <p>15 wanted it to be known that she was</p> <p>16 requesting me to write this e-mail.</p> <p>17 Q. Did she say that?</p> <p>18 MR. SCHOENFELD: Objection.</p> <p>19 Sorry. I can't object.</p> <p>20 A. She didn't have to say that.</p> <p>21 Q. What did she do that made you</p> <p>22 feel that you couldn't say "As you</p> <p>23 requested, I am documenting the</p> <p>24 instances"?</p> <p>25 A. I don't know.</p>	<p>182</p> <p>1 BUCHHOLZ</p> <p>2 reason Stephon wasn't signing was because</p> <p>3 he didn't like Ms. Browne-Sanders?</p> <p>4 A. That is correct.</p> <p>5 Q. And did you honor Chris'</p> <p>6 request not to say anything?</p> <p>7 A. I did, until she asked me to</p> <p>8 tell everyone that knew that Stephon</p> <p>9 didn't like her.</p> <p>10 Q. How would she have known to ask</p> <p>11 you if you hadn't told her when it</p> <p>12 occurred?</p> <p>13 A. I had told her -- I don't know</p> <p>14 if I said exactly it was Chris. I just</p> <p>15 said that Stephon doesn't want to sign it</p> <p>16 because it is for you.</p> <p>17 Q. So you may have told her the</p> <p>18 fact of his refusal to sign but not the</p> <p>19 source of your learning about that fact?</p> <p>20 A. Yes.</p> <p>21 Q. Was it correct that it took</p> <p>22 several days before you got the jerseys</p> <p>23 signed after letting Stephon know that the</p> <p>24 jerseys were for Cablevision and a</p> <p>25 charitable organization?</p>
<p>183</p> <p>1 BUCHHOLZ</p> <p>2 Q. Did you tell the investigators</p> <p>3 that you had asked Chris Bernard to get</p> <p>4 several jerseys and Stephon refused</p> <p>5 because he thought they were for Anucha</p> <p>6 Browne-Sanders?</p> <p>7 A. I'm not sure.</p> <p>8 Q. Was it true that you had asked</p> <p>9 Mr. Bernard to get several jerseys signed</p> <p>10 by Stephon, and Stephon refused because he</p> <p>11 thought they were a request from Anucha</p> <p>12 Browne-Sanders?</p> <p>13 A. Yes, that is true.</p> <p>14 Q. And you have no recollection of</p> <p>15 telling anyone else that?</p> <p>16 A. Oh, I don't specifically</p> <p>17 remember everything I said in exact words,</p> <p>18 but I'm sure I told the investigators</p> <p>19 that.</p> <p>20 Q. It says "Chris asked me not to</p> <p>21 say anything and said the reason Stephon</p> <p>22 wasn't signing was because he didn't like</p> <p>23 you."</p> <p>24 Was that correct that Chris</p> <p>25 asked you not to say anything and said the</p>	<p>185</p> <p>1 BUCHHOLZ</p> <p>2 A. Yes.</p> <p>3 Q. Is it correct that Stephon said</p> <p>4 he didn't want to do anything to help</p> <p>5 Anucha?</p> <p>6 A. He didn't say that to me.</p> <p>7 That's what I gathered from that incident.</p> <p>8 Q. Did Chris Bernard tell you that</p> <p>9 that is what he had said to him?</p> <p>10 A. Chris Bernard told him that he</p> <p>11 wasn't going to sign those jerseys because</p> <p>12 he didn't like Anucha.</p> <p>13 Q. Is it correct that on several</p> <p>14 occasions Jamie Matthews said that Stephon</p> <p>15 did not want to cooperate with</p> <p>16 Cablevision -- I'm sorry, Community</p> <p>17 Relations requests because he did not like</p> <p>18 Anucha?</p> <p>19 A. Yes.</p> <p>20 Q. Is it correct that Dan</p> <p>21 Gladstone told you that "Stephon called</p> <p>22 him on his cell phone and said that he</p> <p>23 wasn't going to do anything for 'that</p> <p>24 bitch' and that he hated Anucha"?</p> <p>25 A. Yes.</p>

<p>1 BUCHHOLZ 2 keep me strong. 3 Q. Did you ever tell her during 4 these conversations that you were scared? 5 A. Scared of what? 6 Q. What might happen to you at the 7 Garden if you didn't support them. 8 MR. GREEN: Objection to form. 9 You may answer the question. 10 A. I told her that I was scared 11 that I might not get my raise. Because 12 she was the person that championed it. 13 And if she is gone, would I still get my 14 raise. 15 Q. Did you tell her that Marc 16 Schoenfeld screamed at you for talking to 17 her? 18 MR. GREEN: Objection to form. 19 You may answer. 20 A. I didn't tell her that he 21 screamed at me. 22 Q. Yelled? 23 A. I told her that he told me that 24 I shouldn't be talking to her, that I 25 can't talk to her anymore.</p>	<p>194</p> <p>1 BUCHHOLZ 2 Q. I'm sorry, this is the meeting 3 that you had with John Moran and Rochelle 4 Noel? 5 A. Yes. 6 Q. And they told you not to talk 7 to Ms. Browne-Sanders? 8 A. No, they told me not to talk 9 about the case. And I'm not sure if they 10 said don't talk to Anucha. I don't know 11 if it was don't talk to Anucha or just 12 don't talk about the case or the 13 investigation. 14 Q. Anyone else other than Marc 15 Schoenfeld and John Moran? 16 A. I think that was it. 17 Q. Was it your understanding at 18 the time that you were told not to talk to 19 Ms. Browne-Sanders that she was still an 20 employee of the Garden? 21 A. She was still an employee of 22 the Garden when John Moran told me not to 23 talk to her. One of the reasons I did 24 talk to her is she called and she asked me 25 when I was going to be interviewed. She</p>
<p>1 BUCHHOLZ 2 Q. Did he tell you why you 3 couldn't talk to her anymore? 4 MR. GREEN: Objection to form. 5 This is now a privileged communication. I 6 will instruct the witness not to answer. 7 MS. VLADECK: Why is that 8 privileged? 9 MR. GREEN: Marc Schoenfeld is 10 in-house counsel. 11 MS. VLADECK: No. Marc 12 Schoenfeld was responsible for the 13 investigation. A lot of things related to 14 Mr. Schoenfeld 15 MR. GREEN: It is our position 16 that is not the case. 17 MS. VLADECK: Can you mark that 18 for a ruling too. 19 Q. Did anyone other than 20 Mr. Schoenfeld tell you that you couldn't 21 talk to Ms. Browne-Sanders? 22 A. John Moran. 23 Q. When did he tell you that? 24 A. In our meeting after he was 25 investigating.</p>	<p>195</p> <p>1 BUCHHOLZ 2 Q. Did he tell you why you 3 couldn't talk to her anymore? 4 MR. GREEN: Objection to form. 5 This is now a privileged communication. I 6 will instruct the witness not to answer. 7 MS. VLADECK: Why is that 8 privileged? 9 MR. GREEN: Marc Schoenfeld is 10 in-house counsel. 11 MS. VLADECK: No. Marc 12 Schoenfeld was responsible for the 13 investigation. A lot of things related to 14 Mr. Schoenfeld 15 MR. GREEN: It is our position 16 that is not the case. 17 MS. VLADECK: Can you mark that 18 for a ruling too. 19 Q. Did anyone other than 20 Mr. Schoenfeld tell you that you couldn't 21 talk to Ms. Browne-Sanders? 22 A. John Moran. 23 Q. When did he tell you that? 24 A. In our meeting after he was 25 investigating.</p>

<p>1 BUCHHOLZ</p> <p>2 I was afraid if it got back to her and she 3 didn't like some of the things that I 4 said, that I was not being loyal and that 5 would have determined my future. I could 6 have ended up like [REDACTED] If she 7 didn't like you and didn't think you were 8 loyal, you didn't have a bright future 9 working for her.</p> <p>10 So I was definitely -- and 11 things had changed by that time. I admit 12 that I was very close to her. I admit 13 that we had an excellent relationship. I 14 respected and admired her. When she told 15 me all of these things -- when she told me 16 all of the things that she thought that 17 was wrong about what the Garden was doing 18 to her, there was no reason I didn't 19 believe her. And I felt for her and 20 listened to her. And I thought she was a 21 good friend. And then slowly I started to 22 realize that she wasn't a good friend.</p> <p>23 What kind of friend would 24 really kind of force you to go to a law 25 office when you clearly were uncomfortable</p>	<p>198</p> <p>1 BUCHHOLZ</p> <p>2 against Isiah Thomas, I was shocked. You 3 know, as good a friends as we were I would 4 have thought she would have told me 5 throughout the years that I had known her 6 that she felt she was sexually harassed by 7 him. She never once told me that she 8 thought she was sexually harassed by him. 9 I thought it was -- everything 10 I knew about Anucha right then and there, 11 I was shocked that she could make these 12 allegations about Isiah, which are strong 13 allegations, that he sexually harassed 14 her. That could ruin someone's -- that 15 could ruin someone's life. I was shocked. 16 I do not think that the things 17 that she told me, that meant that he 18 sexually harassed her. When she told me 19 about the case and everything that she was 20 complaining about, it was all about, you 21 know, her issues with not being able to do 22 her job, the Garden.</p> <p>23 So as it went along, yeah, my 24 feelings towards Anucha changed from 25 really admiring and respecting her to all</p>
<p>199</p> <p>1 BUCHHOLZ</p> <p>2 with it? What kind of friend would on the 3 way to the law office tell you that I had 4 no future at the Garden anymore because I 5 was her right-hand person and that I had 6 to go ahead with her on this? What kind 7 of friend would keep calling me and 8 telling me even when she knows I'm not 9 supposed to discuss the case, would put me 10 in a position knowing that she is still my 11 boss that I had to feed her information? 12 I felt very uncomfortable because it was 13 definitely outside of my integrity.</p> <p>14 Then, you know, I'm just going 15 to be completely honest here, when I found 16 out -- when I went with Anucha to the law 17 office and my understanding that it was 18 all these issues about her being wronged 19 by the Garden, and then when I found 20 out --</p> <p>21 Q. Wait, are you going to be 22 testifying about anything that was said 23 here?</p> <p>24 A. No. But when I found out that 25 it came out that it was sexual harassment</p>	<p>201</p> <p>1 BUCHHOLZ</p> <p>2 of this happening and her putting me in 3 very compromising situations to the point 4 where she called me several times after I 5 told her that Marc told me I couldn't talk 6 to her, she called me and prefaced it by 7 saying "Oh, Karin, I know you are not 8 supposed to talk to me, but how is 9 Gabrielle? Oh, be strong."</p> <p>10 Then issues came up again 11 around the case. Then she called me 12 again. "Oh, I know I'm not supposed to 13 talk to you." So yeah, I thought she was 14 my friend and now I'm very disillusioned.</p> <p>15 Q. And want to hurt her? You want 16 to hurt her now?</p> <p>17 A. No, I don't want to hurt her. 18 I am just shocked and I am hurt. I am 19 hurt.</p> <p>20 Q. When you heard from Anucha that 21 Isiah said he loved her and that he wasn't 22 getting any love and things like that, 23 what did you understand her complaints 24 about Mr. Thomas to be at that time?</p> <p>25 MR. GREEN: Objection to form.</p>

<p>1 BUCHHOLZ</p> <p>2 Q. Did you ever complain about 3 players missing community events?</p> <p>4 A. There were very few times that 5 players missed events that they were 6 scheduled for. So I don't remember 7 talking about complaining about players 8 missing events.</p> <p>9 Q. Did Stephon Marbury miss a 10 poetry slam that he was supposed to be 11 doing?</p> <p>12 A. Yes, he did.</p> <p>13 Q. When was that?</p> <p>14 A. That was last year. Yes, it 15 was in the beginning of -- I think it was 16 in the beginning of '05.</p> <p>17 Q. What other events do you recall 18 players missing?</p> <p>19 A. I don't recall.</p> <p>20 Q. Do you have a personal e-mail 21 address?</p> <p>22 A. I do.</p> <p>23 Q. Did you ever give it to Anucha 24 and tell her to send you e-mails at that 25 address?</p>	<p>258</p> <p>1 BUCHHOLZ</p> <p>2 I assumed that it would go through but she 3 had said once the budget would be passed 4 it would go through, but the budget still 5 hadn't been passed and it still hadn't 6 been passed and I wanted to make sure that 7 it was going to go through, I was going to 8 get my raise.</p> <p>9 Q. And you weren't uncomfortable 10 asking her to document something that she 11 had already told you; is that correct?</p> <p>12 A. No.</p> <p>13 Q. And did she tell you she would 14 or wouldn't do it?</p> <p>15 A. She said -- she actually said. 16 that she was going to send it. I don't 17 even recall if I asked her to send it or 18 if she offered to send it because she 19 wanted to make sure I got my raise also. 20 So it was mutually discussed. It wasn't 21 just that I asked her to do it. She could 22 have also -- it was her concern too that I 23 got my raise.</p> <p>24 Q. Why did you give her a personal 25 e-mail address?</p>
<p>1 BUCHHOLZ</p> <p>2 A. Yes.</p> <p>3 Q. And when was that?</p> <p>4 A. It was all around -- the end of 5 '05.</p> <p>6 Q. Why did you give her a personal 7 e-mail address?</p> <p>8 A. Because she sent me the e-mail 9 that I think it was Patrick McDonough sent 10 her about my raise. I wanted to make sure 11 that I had -- that she wasn't around -- I 12 don't remember exactly when it was, if it 13 was after or before she got fired. But I 14 wanted to make sure I got my raise and I 15 asked her about it.</p> <p>16 Q. And you asked her to document 17 the fact that she had put in a specific 18 raise for you?</p> <p>19 A. Yes.</p> <p>20 Q. And you asked her to document 21 that fact because you were concerned that 22 if she got fired it wouldn't be honored by 23 the Garden?</p> <p>24 A. No, I wasn't sure where it 25 stood, so I wanted to know where it stood.</p>	<p>259</p> <p>1 BUCHHOLZ</p> <p>2 A. I had her personal one. She 3 had my personal one. I don't remember if 4 it was just for that particular reason. 5 She had mine. I had hers.</p> <p>6 Q. Did you ask Anucha 7 Browne-Sanders to write you a reference 8 letter for you to adopt a child?</p> <p>9 A. I did. That's right. She sent 10 it to me at home.</p> <p>11 Q. And when was that?</p> <p>12 A. That was all around the same 13 time.</p> <p>14 Q. Was it your understanding that 15 Steve Mills had some issues with respect 16 to your taking a leave after you had a 17 child?</p> <p>18 MR. GREEN: Objection to form. 19 You may answer.</p> <p>20 A. Anucha told me, when I had 21 requested through the Family Medical Leave 22 Act, I had requested six weeks, and after 23 four weeks Anucha pulled me off to the 24 side. She said as my friend, and she said 25 "Look, I'm not supposed to do this. I</p>

66 (Pages 258 to 261)

REDACTED

From: Browne Sanders, Anucha
Sent: Wednesday, December 07, 2005 8:47 PM
To: Moran, John VP ER MSG
Cc: Mills, Steve
Subject: Fw: Issues

As a follow up to last weeks meetings, steve said that you are reviewing all emails. I want you to have this one as well.

-----Original Message-----

From: Buchholz, Karin <Karin.Buchholz@thegarden.com>
To: Browne Sanders, Anucha <Anucha.BrowneSanders@thegarden.com>
Sent: Mon Nov 28 21:04:21 2005
Subject: Issues

Anucha,

After our meeting with John Moran, I am documenting the instances where Stephon Marbury made it clear to employees that he did not like you. Last season, I asked Chris Bernard to get several jerseys signed by Stephon and Stephon refused because he thought they were requests from you. Chris asked me not to say anything and said the reason Stephon wasn't signing was because he didn't like you. It took several days before we got the jerseys signed after letting Stephon know that the jerseys were for Cablevision and a charitable organization. Stephon said he didn't want to do anything to help Anucha. On several occasions, Jamie Kathews said that Stephon did not want to cooperate with CG requests because he did not like Anucha. Dan Gladstone told me that Stephon called him on his cell phone and said that wasn't going to do anything for "that bitch" and that he hated you. It is common knowledge with the staff that Stephon doesn't like Anucha.

As you can imagine, this has made our job in Community Relations very difficult at times.

Karin

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